

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA :
 :
 : 3:15-CR-113
 :
 :
 v. :
 : (JUDGE MANNION)
 :
 MARK ACCARDI, :
 :
 Defendant :
 :

ORDER

For the reasons set forth in the Memorandum of this date, **IT IS**

HEREBY ORDERED THAT:

1. Accardi's Motion for Compassionate Release because of his medical conditions and the COVID-19 pandemic, **(Doc. 41)**, under §3582(c)(1)(A)(i), is **DENIED ON ITS MERITS**.
2. Insofar as Accardi is challenging any decision by the BOP that he is not eligible for home confinement designation under the CARES Act, his motion is **DISMISSED** since the authority to make this determination lies with the BOP Director and not the court.
3. Accardi's emergency request for a hearing regarding his instant motion is **DENIED**.

s/ Malachy E. Mannion

MALACHY E. MANNION
United States District Judge

Dated: October 14, 2020

15-113-01-ORDER